

MINUTES FROM COUNCIL MEETING
CITY OF NORTH CANTON
MONDAY, JANUARY 12, 2015

1. Call to Order

COUNCIL PRESIDENT PETERS: I'd like to call to order the Council Meeting Monday, January 12, 2015 at 5:35pm. The opening prayer by Thomas Douce, UMC. Welcome.

2. Opening Prayer – Thomas Douce - UMC.

3. Pledge of Allegiance

4. Roll Call

COUNCIL PRESIDENT PETERS: Clerk, will you please call the roll?

Roll call found the following council members in attendance: Cerreta, Foltz, Fonte, Griffith, Kiesling, Peters and Werren. Thus having 7 in attendance.

5. Consideration

COUNCIL PRESIDENT PETERS: Thank you very much. May I have a motion and a second to approve as presented:

Mayor's Court Receipts for November 2014
Financial Statement – November 2014 Month End Report
Special Committee of the Whole Minutes: November 24, 2014
Committee of the Whole Minutes: December 1, 2014
Council Meeting Minutes: November 24, 2014 and November 10, 2014
Special Council Meeting Minutes: December 1, 2014 and December 12, 2014

COUNCILMAN FOLTZ: Motion to approve as presented.

COUNCILMAN CERRETA: Second.

Roll call vote of 7 yes to approve the above reports.

COUNCIL PRESIDENT PETERS: Thank you. And just a quick housekeeping measure on this agenda may I have a motion and a second to table Ordinance No. 1 – 2015?

COUNCILMAN CERRETA: So moved.

COUNCILWOMAN WERREN: Second.

Roll call vote of 7 yes to table Ordinance No. 1 - 2015.

ORDINANCE NO. 1 – 2015 WAS TABLED BY A ROLL CALL VOTE OF 7 YES.

COUNCIL PRESIDENT PETERS: Thank you very much. At this time if you wish to address to council please step forward state your name and address.

6. Recognition of Visitors

MIRIAM BAUGHMAN: 320 Weber Avenue. I have a question about Ordinance No. 1 – 2015, Ordinance No. 55 – 14 was very specific to advertise and receive bids for the purchase of a liner for the pool. One thing and the money was \$240,000. Ordinance No. 1 – 2015 the money was increased by \$530,000 and added to it was repair and replacement of concrete decking, piping and replacement of mechanical systems. Now here's my question why was there not legislation or an ordinance to advertise and receive bids? Ohio Revised Code 307.86 says competitive bidding required for over \$50,000.

COUNCIL PRESIDENT PETERS: We are not considering 1 – 2015 right now, Ordinance No. 1 – 2015.

MIRIAM BAUGHMAN: Okay, so you have no answer to my question why there wasn't?

COUNCIL PRESIDENT PETERS: Well not at this time but we're not even addressing this ordinance tonight.

MIRIAM BAUGHMAN: Alright, thank you.

COUNCIL PRESIDENT PETERS: Thank you, Miriam. If there's anyone else wishing to address council please step forward state your name and address.

CHUCK OSBORNE: 307 Fairview Street SE, North Canton, Ohio. I appreciate your thoughts on maybe delaying on Ordinance 1 – 2015. But I would like to discuss some comments that were made last week. Mr. Foltz has continued to profess that the pool makes the city money. Well I've taken the city's numbers here that were provided I'm not sure how complete or detailed they are but in using your own figures pool revenue has generated little over \$282,000 annualized over 19 years that's almost \$15,000 a year. You're barely breaking even. You amortize the cost of the your pool liner and your improvements over a 15 year life at \$800,000. The pool liner improvements amortized are \$53,000 a year. You're actually losing almost \$40,000 a year. So I'll just go with that. I hope that is simple and straightforward enough. So the pool definitely does not make the city any money. Mr. Peters, you said the pool in effect props up the property values all around the Dogwood Park area. 12 or years ago when the city was contemplating putting in the skate park and I did a house to house survey and I think I had over a 100 signatures. Even without the addition of the skate park people weren't happy. Contrary to what you were saying. There's a now I haven't been over there may be its changed. But during the pool season parking is all over that area, all up and down Dogwood Street and all that. So I'm going to differ with you on the fact that, that pool is propping up the valuation of their homes. I had over 100 signatures people weren't happy and they certainly weren't looking forward to adding to more parking problems with the addition of that skate park. I wonder if the city actually knows how many people out of the people who utilize that pool are actually city residents. Who are actually paying city income taxes. The city's been subsidizing that pool for just a handful of people and I'm all for it if we've got money to just spend for this and spend for that fine and dandy. But as we all know those days are gone. Those kind of fringe recreational benefits that come at a great cost are being subsidized by a city that's what is it 46% senior citizens? I've been in the city almost 30 years I've never been in that pool. And I don't expect to be there in the next 30 years. It presents a great liability to the city. I didn't understand all the explanation about trying to make it handicap assessable and all that. I guess I will formally make a request for the audio of last week's meeting so I can re-listen to it. I happened to come across a timely article this week that talked about the chemicals and everything that people introduce into the water. How do you will all the hair products and deodorants and everything; they're introducing lots of chemicals into the pool water. Let alone the accidents that occur in the pool either intentionally or unintentionally. So I haven't been into a public pool in 30 years. For several years here now the city has talked about each succeeding year predictions of dire financial calamity, predicting deficits. Why would you embark on a course of action when clearly it's going to introduce at least a \$40,000 a year loss that will have to be made up somehow. That pool has a season of what 70 days maybe? On a good year maybe 70; bad year you may have half of that. Certainly city streets are in a bad shape why wouldn't you take that money and insure that everybody no matter what their age, walk of like and have decent streets to drive on, sidewalks to walk on. To spend that money and then another thing that concerns me well you know that thing has been leaking for years. What are you going to do when you open that up and realize there's a huge cavity that's eroded away. Is that going to be another couple hundred thousand dollars that we have to throw in there to repair that? Hoover's gone. Our financial future is murky at best. Putting that money in city streets that can be utilized every day of the week, 365 days a year by everybody that comes into this city talk about economic development that's where you want to put your money. I don't think people move here for a pool, now they may move here for good schools and what we think is a safe community although day in and day out I'm reminded that we're really no different than Canton because there are horrendous things happening in this city every day that we just don't see unless we have our eyes open. Again, I'm glad that you've decided not to rush this on an emergency. I had a call earlier this evening just an hour ago from Mr. Revolt who had some suggestions. He wanted to know how many vendors have you gone to. From what I gathered last week I guess we just basically been riding with one vendor I guess there are limited vendors who maybe even specialize in this kind of work. I hate to say it but I think the pool should be filled in. It's not something you want to tell your children we don't have a pool anymore. Try to find a commercial pool I guess. Because they have gone out of use by municipalities we're one of the few in the area I guess that still has them. And as we learned last week there's been lots of restrictions I don't know if we've been utilizing that high dive pool even though I guess now I've learned it's outlawed. So to recap Mr. Foltz I hope this is explanatory enough you have to look at all your cost, you buy a car it costs more to own a car than just gas and oil and new tires every few years. You've got that car payment to make and that has to be factored into the cost of that asset. So I won't labor the point lastly there's been a memo handed out to you by Mr. Grimes regarding the Zimber Ditch area. I do appreciate Mr. Grimes' you finally did release it to me it's a lot of nothing 5 people have agreed to the buyouts and yet you were going to give me a hard time to give me this document. I don't understand.

COUNCILWOMAN WERREN: It's the first step.

COUNCILMAN FONTE: It's just #1 is its they...

CHUCK OSBORNE: I'll let you read it. I'm just my point is why was this a big a deal? Thank you very much.

COUNCIL PRESIDENT PETERS: Is there anyone wishing to address council please step forward state your name and address please. See none we will move onto old business. May I have a motion and a second to read by title only the second reading of Ordinance No. 90 – 2014?

COUNCILMAN CERRETA: So moved.

COUNCILWOMAN WERREN: Second.

Roll call vote of 7 yes to read by title only the second reading of Ordinance No. 90 - 2014.

7. Old Business

8. Ordinance No. 90 – 2014

Personnel and Safety Committee

An ordinance amending Section 20, COMPENSATION of Chapter 155 Personnel Regulations of Part One-Administrative

Code of the Codified Ordinances of the City of North Canton, to change the rates of compensation for the Fire Department Paid Part Time ("PPT") and Special Duty Personnel ("SDP").

COUNCIL PRESIDENT PETERS: Yes, thank you, as Director Grimes explained to us him and the chief worked on this, this is basically going to be a wash as far as money outlaid and it's going to give us somebody at the facility 24/7. If there's no questions may I have a motion and a second to adopt the second reading of Ordinance No. 90 – 2014?

COUNCILMAN CERRETA: So moved.

COUNCILWOMAN KIESLING: Second.

Roll call vote of 7 yes to adopt the second reading of Ordinance No. 90 – 2014.

ORDINANCE NO. 90 – 2014 WAS GIVEN SECOND READING BY A ROLL CALL VOTE OF 7 YES.

COUNCIL PRESIDENT PETERS: Thank you, may I have a motion and a second to read by title only the first reading of Ordinance No. 2 – 2015?

COUNCILMAN GRIFFITH: So moved.

COUNCILMAN CERRETA: Second.

Roll call vote of 7 yes to read by title only the first reading of Ordinance No. 2 - 2015.

9. New Business

10. Ordinance No. 2 – 2015 Street and Alley Committee

An ordinance authorizing the Mayor of the City of North Canton, upon Board of Control approval, and on behalf of the City of North Canton, to enter into an agreement to participate in the Ohio Department of Transportation (ODOT) cooperative purchasing program to contract for the purchase of sodium chloride (rock salt) for the 2015-2016 winter season.

COUNCIL PRESIDENT PETERS: Chairman Fonte?

COUNCILMAN FONTE: Okay, so this every year we enter into a participation agreement and this is we can leverage ourselves and buy salt off season and store it so it's economical for the city. So I move that we move forward with the reading.

COUNCILWOMAN KIESLING: Second.

Roll call vote of 7 yes to adopt the first reading of Ordinance No. 2 - 2015

ORDINANCE NO. 2 – 2015 WAS GIVEN FIRST READING.

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to read by title only the first reading of Ordinance No. 3 – 2015?

COUNCILMAN GRIFFITH: So moved.

COUNCILMAN CERRETA: Second.

Roll call vote of 7 yes to read by title only the first reading of Ordinance No. 3 - 2015.

11. Ordinance No. 3 – 2015 Street and Alley Committee

An ordinance authorizing the vacation of a portion of Alley No. 4, being a 14-foot alley between lots 829 and 735, running east from the east line of McKinley Avenue SE, to the east line of said lots, located within the corporation limits of the City of North Canton.

COUNCIL PRESIDENT PETERS: Chairman Fonte?

COUNCILMAN FONTE: Okay, so we had a public hearing last week at 6:45pm where the participants were here. They pleaded their case there were no objections I don't see any problem with moving forward with the first reading.

COUNCILWOMAN WERREN: Second.

LAW DIRECTOR FOX: Note that the just so you know the standard that you're looking at is...

COUNCILMAN FONTE: There's no the city doesn't need the alley; it's not detrimental to the city and we no longer need it. We won't have to maintain it, service it or mess with it. Both parties were happy with the arrangement it doesn't really effect anybody besides the two of them at this point.

LAW DIRECTOR FOX: Good cause for it.

COUNCILMAN CERRETA: I'll second it also.

COUNCILMAN FONTE: I mean it was nice to see them come in and voice their opinions.

COUNCILWOMAN WERREN: Yeah, it was good.

Roll call vote of 7 yes to adopt the first reading of Ordinance No. 3 – 2015.

ORDINANCE NO. 3 – 2015 WAS GIVEN FIRST READING.

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to read by title only the first reading of Ordinance No. 4 – 2015?

COUNCILMAN GRIFFITH: So moved.

COUNCILMAN CERRETA: Second.

Roll call vote of 7 yes to read by title only the first reading of Ordinance No. 4 - 2015.

12. Ordinance No. 4 – 2015 Water, Sewer and Rubbish Committee

An ordinance authorizing the Mayor of the City of North Canton to enter into a 5-year contract with Energy Curtailment Specialists, Inc., (ECS) PowerPay Program for the purpose of participating in the Emergency Demand Response program, and declaring the same to be an emergency.

COUNCIL PRESIDENT PETERS: Chairman Cerreta?

COUNCILMAN CERRETA: Yes we talked about this last week; this is that group Energy Curtailment Specialist they want us to get into a 5 year deal where they will pay us upfront and for use of our power when needed from our Water Treatment Plant. And we the difference between this one is we have the ability to opt-out if we want so it looks like a pretty good deal that we had talked about last week. I move if there is no questions to adopt this and I believe it's on emergency if Mike told us to get this thing through. So I move that we move forward on this.

COUNCILWOMAN KIESLING: Second.

Roll call vote of 7 yes to adopt the first reading of Ordinance No. 4 – 2015.

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to suspend the rules of council requiring a committee report and three readings for Ordinance No. 4 - 2015?

COUNCILWOMAN KIESLING: So moved.

COUNCILMAN GRIFFITH: Second.

Roll call vote of 7 yes to suspend the rules of council requiring a committee report and three readings for Ordinance No. 4 – 2015.

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to adopt under suspension of the rules for Ordinance No. 4 – 2015?

COUNCILWOMAN KIESLING: So moved.

COUNCILMAN CERRETA: Second.

Roll call vote of 7 yes to adopt under suspension of the rules of Ordinance No. 4 - 2015.

ORDINANCE NO. 4 – 2015 WAS PASSED BY A ROLL CALL VOTE OF 7 YES.

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to read by title only the first reading of Ordinance No. 5 – 2015?

COUNCILMAN GRIFFITH: So moved.

COUNCILMAN CERRETA: Second.

Roll call vote of 7 yes to read by title only the first reading of Ordinance No. 5 - 2015.

13. Ordinance No. 5 – 2015 Finance and Property Committee

An ordinance authorizing the Director of Administration of the City of North Canton to request quotes for insurance, including, but not limited to, general liability, personal injury liability, automobile, building and contents, equipment floater, crime, boiler and machinery, and firemen's errors and omissions insurance according to specifications on file in the office of the Director of Administration, and for the Mayor to be authorized, through the Board of Control, to enter into a contract(s) for the policy/policies.

COUNCIL PRESIDENT PETERS: Chairman Griffith?

COUNCILMAN GRIFFITH: This is just our regularly scheduled renewal for the general insurance as this is described in great detail here in the ordinance. We had a chance to discuss last week obviously relatively straightforward if there aren't any questions or concerns I would move its adoption.

COUNCILMAN CERRETA: Second.

Roll call vote of 7 yes to adopt the first reading of Ordinance No. 5 – 2015.

ORDINANCE NO. 5 – 2015 WAS GIVEN FIRST READING.

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to read by title only the first reading of Resolution No. 1 – 2015?

COUNCILWOMAN KIESLING: So moved.

COUNCILMAN CERRETA: Second.

Roll call vote of 7 yes to read by title only the first reading of Resolution No. 1 - 2015.

14. Resolution No. 1 – 2015 Community and Economic Development Committee

A resolution repealing North Canton Resolution 94 – 2014, which transferred from North Canton City Council to North Canton’s Zoning and Building Standard Board of Appeals (“ZBOA”) a November 7, 2014, appeal of North Canton’s Planning Commission’s approval of a conditional use permit for the expansion of the Hoover District’s south parking lot, PC403-14CU, and declaring the same to be an emergency. A true and accurate copy of Resolution 94 – 2014 is attached hereto and is incorporated herein.

COUNCIL PRESIDENT PETERS: Thank you, Chairperson Kiesling?

COUNCILWOMAN KIESLING: Yes, this is the resolution that we sent over to the Zoning Board of Appeals to listen to the appeal of the parking lot at East Maple Commerce across the street. We have decided to bring it back to us and listen to it ourselves so we are going to repeal this legislation. I motion we do that.

COUNCILMAN CERRETA: Second.

Roll call vote of 7 yes to adopt the first reading of Resolution No. 1 – 2015.

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to suspend the rules of council requiring a committee report and three readings for Resolution No. 1 - 2015?

COUNCILWOMAN KIESLING: So moved.

COUNCILWOMAN WERREN: Second.

Roll call vote of 7 yes to suspend the rules of council requiring a committee report and three readings for Resolution No. 1 – 2015.

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to adopt under suspension of the rules for Resolution No. 1 – 2015?

COUNCILMAN GRIFFITH: So moved.

COUNCILMAN CERRETA: Second.

Roll call vote of 7 yes to adopt under suspension of the rules of Resolution No. 1 - 2015.

RESOLUTION NO. 1 – 2015 WAS PASSED BY A ROLL CALL VOTE OF 7 YES.

15. Reports – Council:

COUNCIL PRESIDENT PETERS: Thank you. Reports Member Fonte?

COUNCILMAN FONTE: Okay, so as far as the Zimmer Ditch thing goes last week we talked a little bit about that but we didn't have a chance to give reports. And they didn't take the buy-outs yet they did the first five properties, they did the appraisals,

they met with Stark Parks. They'll hope to have some of the data back so the homeowners can make a decision if they're going to contest it or move forward with a buy-out and then they'll move to the next group if there's money left. So that's where we are on that. The other thing is we got the reports or for roads by the end of the month if you guys can get everything to Mr. Benekos so we can get an early jump on the roads this year and any of the grates that are sinking I know you love that. So all the grates that are sinking we're trying to get on top of that so this year we can get it done before the fall.

COUNCILWOMAN WERREN: We still have cones around them.

COUNCILMAN FONTE: Yeah, but we had a lucky break with the weather so we did get a few extras in. I believe that's all I have.

COUNCIL PRESIDENT PETERS: I have a question on that.

COUNCILMAN FONTE: Yes sir.

COUNCIL PRESIDENT PETERS: On the catch basins if we get a break in the weather are we going to do some of the ones that we haven't got done yet this year?

ENGINEER BENEKOS: Yes.

COUNCIL PRESIDENT PETERS: Okay, do we have a list worst to best?

DIRECTOR GRIMES: We do.

COUNCIL PRESIDENT PETERS: Okay.

ENGINEER BENEKOS: No.

COUNCIL PRESIDENT PETERS: We don't.

ENGINEER BENEKOS: They're developing it now.

COUNCIL PRESIDENT PETERS: Okay.

COUNCILWOMAN WERREN: So the ones that are still under because it looks they went forward and then the weather got really bad and they stopped and they're all covered. So those were all on the list where it says worst to best or worst to...

MAYOR HELD: The ones that are the worst are the ones that are sinking.

COUNCILWOMAN WERREN: Yeah, but see aren't finished. I mean the ones that are finished would be really the worst right now because they actually started the process but they didn't finish them.

MAYOR HELD: That's right.

COUNCILWOMAN WERREN: Okay.

ENGINEER BENEKOS: But that's also a function of funding.

COUNCILWOMAN WERREN: It wasn't weather?

ENGINEER BENEKOS: Some of it was weather, but it's also funding. We didn't have the funds last year to do all the catch basins.

COUNCILWOMAN WERREN: Right but the ones you started I'm presuming you had enough to finish.

ENGINEER BENEKOS: Well putting a cone on it is not actually starting it.

COUNCILWOMAN WERREN: No, no, these were started and then like the concrete wasn't poured.

COUNCILMAN FONTE: It was saw cut, weather change.

ENGINEER BENEKOS: Right those ones we'll get done.

COUNCILWOMAN WERREN: Right.

COUNCIL PRESIDENT PETERS: Okay.

COUNCILMAN GRIFFITH: We funded extras this year.

COUNCILMAN FONTE: Right we're going to do a lot this year right Jim?

ENGINEER BENEKOS: Yes, there's additional funds put in this year's account.

COUNCIL PRESIDENT PETERS: Member Werren?

COUNCILWOMAN WERREN: No report.

COUNCIL PRESIDENT PETERS: Member Kiesling?

COUNCILWOMAN KIESLING: No report.

COUNCIL PRESIDENT PETERS: Member Griffith?

COUNCILMAN GRIFFITH: Go Buckeyes.

COUNCIL PRESIDENT PETERS: Member Cerreta?

COUNCILMAN CERRETA: One thing just as a clarification and this is the last thing I'm going to talk about the Christmas tree people noticed that the top fell off. And I wanted to explain what's going on with that. That top is very heavy it was amazing that thing came off because it goes down into a pole the wind blew it off somehow. Well the next time they put it on they put a pin in it and so what is when the wind came again it bent the thing down. So I contacted the people that sold us that last Monday and had a good talk with her and she send them pictures because there is some rust in it too already it's been up for three weeks. So they know our case she was going to a meeting with all her upper people management and she's going to back to me this week some time. So we're on that and for the amount that we paid for that we're going to make sure that we get our money's worth out of that. That's going to be all that's covered it is under warranty but we want to see what they're going to do about it so if you have any questions from how that blew off we don't know. That thing is really heavy that star...

COUNCILWOMAN WERREN: Christmas Eve like they said the balls were rolling down it was like...

COUNCILMAN CERRETA: So we're on top that so you know we're not just letting that go. Yeah it was 65 mile an hour winds, but still.

COUNCILMAN FOLTZ: Are you sure Santa didn't land his sleigh on the top of the tree?

COUNCILMAN CERRETA: I think he ricocheted off it coming to my house. So anyways that's all the I report I have.

COUNCIL PRESIDENT PETERS: Thank you. Member Foltz?

COUNCILMAN FOLTZ: Thank you. I want to address some comments and I'll be more prepared next week but listen this pool is an asset. If you haven't used it its unfortunate it's been a great community recreational asset. And when you look at it just off the cuff looking at some numbers that were presented tonight by Mr. Osborne we've put over \$500,000 in capital expenditures the last 19 years or so. There's communities that spend \$300,000 for skateboard park that don't realize any revenue. They just build these things and people are attracted to come there and they don't get a dime for them. That's how important it is to certain communities here and I'd be more than happy to...

COUNCILWOMAN WERREN: It's an asset.

COUNCILMAN FOLTZ: It's an asset and we've spent money on it but the return if you take the \$500,000 you know it does make revenue. There's gross revenue but I felt that it was always important through my tenure here to add some things to try to address some of the issues. And this pool liner and it's really the guts of the operation that we're doing. It's a distribution system the pipes and everything else that have been in there over 45 years. That's what we're addressing and that costs money. I'm sorry but if we spend \$800,000 and I think we can do better if we apply for a Nature Works Grant which I brought up. If we can maybe get \$50,000 to \$100,000 there if we fill out the grant I think we have a good chance to do that. And if we take \$270,000 let's say \$280,000 that we still have left take that off the \$800,000 we're really we're just looking at spending \$500,000 is that a lot of money? Absolutely it is but it's not \$800,000 without any budget to go forward with to show where the costs are coming from. That's my point here you have to look at the big picture. As far as the skateboard park that's been a great asset we had kids on the Y jumping off the walls and they needed a place to go. I've heard nothing but positive things down there. Once in a while like any recreational resource it be basketball courts, tennis courts, whatever there's going to be some problems there but overall it's been a great positive thing that we did. And I don't have neighbors calling me complaining about it want to shut it down. I don't get those calls; I hope they would call me. Because and if Hoover's not here anymore we've got to move forward and that's what we're doing. We're putting new jobs here we're all working collectively together it's something that I'm proud of. And we're spending money on recreation in our parks and that's going to do nothing but attract families to our city. You can't close hey when you put a play set in that doesn't make money either when we build tennis courts for hundreds of thousands of dollars that doesn't make us money either in our revenue stream. But it does provide recreational resources to attract families to want to invest in North Canton. And I'm all about that I'll argue that till midnight so those are just a few of my thoughts off the cuff. I think we're going to go forward with this obviously we need more answers to questions that the public has and there's been some good points up. When we spend this kind of money we've got to cross T's and dot I's; absolutely no one's saying we're not.

LAW DIRECTOR FOX: Yeah, I think you're right there there's certain things that because there's the ability to charge a fee for this that some look at well this is a recreational resource that you're providing and you're not making a profit on it. And for that very reason well we shouldn't go forward. But if you look at the you know the Hoover Trail or you know the trail system that we have you'd be hard pressed to say how that makes any money whatsoever other than folks stopping along the way for coffee or lunch or so forth that use those trails. But outside of that it really isn't a money maker. Here you're able to recoup

some of that but you're right it's a great resource. You just have to be committed with it.

COUNCILMAN FOLTZ: People spend \$200,000 - \$300,000 just to put spray ground in and realize nothing other gamers get to enjoy it. And I'm okay with that.

LAW DIRECTOR FOX: Families are going to go somewhere else.

COUNCILMAN FOLTZ: You know those are still good things in the communities but...

LAW DIRECTOR FOX: They'll go to New Philadelphia, Dover, you know others that you know that Uhrichsville that have these types of amenities available.

COUNCILMAN FOLTZ: Yeah, unfortunately we don't have a Hoover Company to underwrite our expenses here but that's okay we have to move forward and do positive things in this community.

COUNCILMAN CERRETA: If there's any concerns about a need or a want up there for those who have been up there in the last 30 years all you have to do is go up there on a nice day and see the hundreds of people that want to go there. We've broke records when the weather is right up there I don't know how many people fit into that pool but you can't find a parking space, you can barely find grass space to put your towel down. So the need for that and the want for that is, is you can see it right there. It's right in black and white. So there is something there that makes a big difference to our city right there as a jewel that people want to be there and this make our city different than the rest. And if we have to pay a little bit for it people pay taxes to get some of things I'm all for that.

LAW DIRECTOR FOX: The day passes are opened that very morning people come in early and line up it's like Black Friday where people get in line because it they it means something to them that you know they want the first issue or the second issue of what not to get that pool pass. So we'll come in the morning we'll see all these people lined up downstairs and they're all jockeying for position and they're up here to sign up to get that pool pass.

16. Reports:

COUNCIL PRESIDENT PETERS: Director of Law?

LAW DIRECTOR FOX: The next council meeting I'll give you a proper litigation run down for 2014 but one of the numbers that just came in is the amount recovered just for pass due income taxes that we recovered in 2014 through Mayor's court that was just a couple hundred dollars short of \$50,000 for past due taxes. Many times the fines and the court costs will might be doubled that but we're still waiting for that. So I'll pass that on but you know the program really works well. There was \$50,000 of income tax just sitting out there that we pulled in.

COUNCILMAN FONTE: Who collected it before?

LAW DIRECTOR FOX: They for a while they were outsourcing it to a law firm that would take a third as compensation for those and many times they were simply looking for the easier cases.

COUNCILMAN FONTE: Do we keep it all in house now?

LAW DIRECTOR FOX: We keep all, yep.

COUNCILMAN FONTE: Good.

COUNCILMAN CERRETA: And a great job with that Tim, fantastic.

LAW DIRECTOR FOX: Thanks, the you know the Mayor's court clerk and our finance department Jane Housos as the clerk and Gayle Bruce running the income tax. The great benefit is for folks that feel overwhelmed they're somewhat nervous that holy cow I've been afraid to approach you after that first year in not paying my taxes and then it was another year. And sometimes they're coming in and its six years and they're overwhelmed with it and they don't know what to do. They come and see Gayle they lay it out and in a couple of minutes Gayle does their returns. So they don't have to take it to an accountant she does the return and what we're asking for is to simply file. We're not trying to have this misdemeanor 3 which is the penalty for not filing or for not paying we're not trying to penalize them we're just trying to get them on track. So if they come in and file their taxes and the counts and the complaint against them is for failure to file we'll dismiss that without prejudice because we can raise it again if necessary but we're asked them to file. They file before they come to court we'll go ahead and dismiss that they just simply pay court costs.

COUNCIL PRESIDENT PETERS: Okay.

LAW DIRECTOR FOX: That's it.

COUNCIL PRESIDENT PETERS: Director of Finance?

FINANCE DIRECTOR ALGER: Just to let you know I'm on my second round of interviews with a payroll manager. It's coming out very well we have quite a bit of qualified applicants and I just wanted to say on the record thank you to Stacey Gallucci and Jody Gillono for stepping up doing payroll and even on their own time sometimes but overtime, but the payroll we've had a

little glitch here or there but we have that anyways. So I just wanted to say on the record thank you to those two. And all my women are very well I mean they do a great job. But that's it.

COUNCIL PRESIDENT PETERS: Director of Administration?

DIRECTOR GRIMES: We're also weeding through applications trying to fill a couple spots that we've got. Obviously that's a couple drivers that we don't have out there on the snow that we'd like to get out there. The last couple of events hit us right at the wrong time of day but we got to them. So we're also working on the budget that you gave us so that we can bring them back and present them to you and you know have all the I's dotted and T's crossed. So we're working on that for next year. December either everybody got a lot of stuff for Christmas or it was really nice that was our highest month so far for recycling to the curb. So hopefully that keeps up this month. But a lot of that is weather dependent sometimes. So that's it sir.

COUNCIL PRESIDENT PETERS: Alright, Mr. Mayor?

MAYOR HELD: Yes, in 2009 we sent out our survey and that was result of our the audit the performance audit that we had with the State of Ohio. And they suggested that we send out a survey to the residents. So we did in 2009, we did it again three years later in 2012 so what we'd like to do is send it out again in 2015. And we have actually a few of our members that worked on the committee Miriam and Jamie are here tonight. They worked on it and also Mark Cerreta and Eric Bowles. What we had in 2012 we had 15% of the residents responded which really for a survey is very high. 936 responded or so that the total amount the 15% was 936 and the mail-in was 766. And we had 170 that responded online. The online was real easy calculated because we used the what was it monkey the survey monkey that was easy it was automatically calculated. The challenge was the 766 mail-ins so Mark, Jamie and Miriam, Eric, there was a number of people that calculated those 766 they basically did the survey for the residents. Right? But its great data because it helps us to make decisions short term and long term and so we'd like to send the survey out. What I would ask the council members if over the next week if you can you can go to our website and you can look at the survey questions and the survey results and we you know I would propose to keep the questions the same. Because we can compare year to year we did from 2009 to 2012 we did add some questions. We don't like open-ended questions because it's really it's tough to calculate those or to quantify and so if there's any additional questions you know we don't want to make huge swings. We don't want to redo the survey because we like to have continuity but if there's additional questions that you would like that we can put on the survey if you could let us know like in the next week and we were talking about getting some additional manpower maybe from Walsh. Mark had suggested going to Walsh University to help get some students maybe in their statistics class that need some you know as an intern. This would be a good opportunity for them. And then also certainly Miriam and Jamie if you folks are interested in assisting with this again. But we want to do though we want to get it out sooner I'd like to have it before the State of the City because its great data to incorporate into the State of the City if we can. And that's normally when in April the chamber has that. So if we were send it out here January, February, March we'd be able to you know get the data the hard part is loading it in right? The 760 some residents.

(At this time Jamie McCleaster made a few comments sitting in the gallery which were not captured on the microphone)

MAYOR HELD: Well what we can do I mean if we don't have by the State of the City we just you know you don't have it. I mean but what we would like to do if we're going to be consistent with every three years you know 2009, 2012, 2015 is you know now the year to do it. And so if we can get that if we can get it moving along and you know if anybody has any other ideas as far as how you take those 700+ mail-in surveys and how you download that I think it's really the only way you can do it is just manually. The more people we have the...

COUNCILMAN CERRETA: Yeah, I think we had ten people that took about two sections to actually a couple hours each session to go through and do the manual ones. I think a lot of those were captured though I believe we did them at the fair what was our little street I think Eric had a table. I think some of them did it then. And what did we send out through the water bill?

MAYOR HELD: Yes, Karen is that correct? Yes, so the mail-in was that was the largest number and you had 766 and the online was 170. You know maybe because it's been three years you might have more people responding online which would be a good thing.

COUNCILMAN FONTE: Is the online the quicker way to get the balance of the results?

COUNCILWOMAN WERREN: Oh yeah, they do it for you.

MAYOR HELD: Well the online is great right?

COUNCILMAN FONTE: So maybe we ought to focus on getting everybody's email and seeing I mean I think now there's 92% of the people are more on the online access at least. Not masters but you know access.

MAYOR HELD: So what we did is actually the you know the online is instantaneous. As soon as they put it in it automatically tabulates the information so that's perfect. The problem is when you get all the mail-ins you know because we didn't want to deny somebody just because they didn't have computer access. And so we put a hard copy in their...

COUNCILMAN CERRETA: But you're doing your best to try to get that data that's really the bottom line.

MAYOR HELD: Yes, we want the data.

COUNCILMAN CERRETA: You gave everybody enough chance to do and then you get it back and it is what it is. You know

somewhere down the line we need to get everybody's email anyways. I mean there is going to be a sometime where we need to send stuff out and we just need to have everybody's email. Wouldn't be so nice to send a message to to everybody I don't think the emails are quite as secure and scary that people you know they don't mind giving it out like they used to anymore. Because they get a bunch of junk anyways, but it would be nice to have more people's emails in the city the actual city so when we want to send something out as a whether it be the chamber or us it gives some information about what's going on. That would be wonderful thing to do.

COUNCILMAN FONTE: Can we do can you use the water bill and just start saying testing the water if you have a setup system.

COUNCILMAN CERRETA: Maybe when people sign up for stuff we could get their emails and you know whatever it is. You know somehow...

MAYOR HELD: Yes or they could even you know sign up for like you know notices city notices you know and they provide their email and then we have a list of you know emails so that we could send out notices from time to time.

COUNCILMAN CERRETA: That's something we can discuss.

LAW DIRECTOR FOX: Not necessary to have their email because we have everyone that receives a utility and so when we send the utility bill we're telling them that the survey is available at this site. So you can go to this site and use it and really don't have to turn unless you wish.

COUNCILMAN CERRETA: But I'm talking about other communications at that same time though. This goes beyond just the survey. Right and that would be a nice item to have to have you know when we did that we had the patch which was a big deal at that time. Right, I mean we don't have that right now and I think that was a helpful thing. So I think for the future we've got to start looking at that because communication is the thing we always wanted to work on. Even in that last survey it was communication I don't care what we do its communication they want to know what's going on. And to be able to send out an email of whatever we're doing whether it be a Christmas thing or the street's thing or how cool would that be to tell them what's going on and they would I think people respect you more and they trust you more when they know what's going on more whether than not hearing. So I think that's something down the road we really need to look at. And we could probably do with the chamber and some other things not just all on our own. So let's look into that down the road. But for your case here the survey let's we can do that we'll contact Walsh and see if they can get on that also.

MAYOR HELD: Because it sounds like the more horsepower, the more manpower we have you know to download the surveys that it would just go quicker, right? And you just need to have people that are comfortable doing the survey. So if you had 10 people last time it was about little over 70 surveys that each one of you did right, over two sessions so it's probably like 35-40 surveys that you each did over how long were you all there for a couple of hours?

(At this time Jamie McCleaster made a few comments sitting in the gallery which were not captured on the microphone)

COUNCILMAN CERRETA: A lot of those were taken at the festival and stuff where they didn't have to charge they just filled it out.

MAYOR HELD: Oh, you mean the hand ones you're talking about?

COUNCILMAN CERRETA: Yeah, we did a lot of those at the festival and some of the other places that we could do that at. I don't even know if some of them came in that the people were in the city or not in the city. Right, when you fill those out they could be from North Carolina for all we know.

MAYOR HELD: Or if somebody's filling out a double survey I mean I doubt that someone's going to fill out a double survey but and that was you know...

COUNCILMAN FONTE: Cause a lot of the older folks are on the internet.

MAYOR HELD: Yeah, so really what we would really like to do is we'd like to send out the survey you know ideally we've love to have the data collected before you know you have the State of the City you know it always makes for a worthwhile presentation. If we can't get it by then that's okay we'd still like to at least be consistent with every third year that we've sent it out. Really no much of a cost to the city because we do it through the water bills. But I think that we should at least make it available to the residents that you know if they want to do a hard copy we can encourage them through the letter to do you know electronic or via the web. And then if any of the council members have any questions you want to add or you think is important maybe in the next week would that be enough time do you think?

COUNCILMAN CERRETA: When's your next water bill go out?

FINANCE DIRECTOR ALGER: The 23rd.

COUNCILMAN CERRETA: Of this month?

FINANCE DIRECTOR ALGER: Yes.

COUNCILMAN CERRETA: Okay, so if you don't get it in this water bill then it's going to go in February's; there's no way you're going to get any feedback back from...

MAYOR HELD: So if you could get the questions to us like maybe by tomorrow then. My thought, my thought really was to keep the send out the same exact survey. That's what...

COUNCILWOMAN WERREN: I'd like I just don't remember the questions and we can't find it...

COUNCILWOMAN KIESLING: It's not on the website I mean I just scoured the website I cannot find it.

MAYOR HELD: You cannot find the survey?

COUNCILWOMAN KIESLING: Correct. It maybe there but...

LAW DIRECTOR FOX: Right cause we took it down.

COUNCILMAN CERRETA: Yeah, it wouldn't be on there. I don't think it would be on...

COUNCILWOMAN KIESLING: It's probably there somewhere...

COUNCILMAN CERRETA: The results would be under...

MAYOR HELD: What we'll do we'll yeah, we'll send you the questions email you the questions you can take a look at it. If you know again if we were to send out the same thing that we sent out in 2012 it really I think is probably would suffice because 2012 was an improvement off of 2009. The only thing is I think we asked for...

COUNCILMAN CERRETA: We had some bond stuff on there you might not want to put that out there. So you might have to go through and take some off.

MAYOR HELD: Yeah, right, we might have to take some off.

COUNCILMAN FONTE: Or you say like mills how many mills and things like that it probably would be easier to say how many dollars per \$100,000 cause don't understand all that.

MAYOR HELD: Okay, we'll email Eric do you have a copy of those questions or...

ECONOMIC DEVELOPMENT DIRECTOR BOWLES: Yeah, I'll get them out to all the council people.

MAYOR HELD: Okay, you can take a look at them and you know we'll throw if we need to take some off we'll take them, need to add a few we can add them. Sound good? Okay, thank you, that's all I have.

COUNCIL PRESIDENT PETERS: Okay, engineer?

ENGINEER BENEKOS: In short we met with Path Master last week regarding the traffic signals. They were unaware of all the issues we were having; we met with the territory representative. I've been assured by John Hockensmith that there's a technician coming out tomorrow to go into each controller to start going into each one checking them and testing them make sure they're all working. And there was one camera that was out there's a miscommunication there. They thought they gave us a number that we needed to be able to send it back in we didn't think we had it so that's been squared away. We'll get one of the cameras replaced here shortly. So in short hopefully we'll be functioning the way we should be functioning here in a few weeks. So thank you for your patience except for...

COUNCILWOMAN WERREN: Mark...

COUNCILMAN FONTE: Was it the Bachtel camera?

ENGINEER BENEKOS: No, it's the one up at Applegrove it was a pantel zoom it wasn't a loop detected camera. Those a few of them have different issues with those.

COUNCILMAN CERRETA: And that loops it all the way back to the beginning?

ENGINEER BENEKOS: Correct, now there's another issue with that that the fiber optic isn't connected from Main Street South that's because of the East Maple Street project. And we have to wait till the weather's warmer when they can reconnect the fiber optics. And we're checking into some other options with that but that's why South Main is not looped in with everybody else. The all the signals now are free standing means they should function on themselves we shouldn't have side streets being called when nobody's there. That's happening up at the ACME plaza there and a few other locations maybe the Bachtel location. They're trying to resolve that. So...

COUNCILMAN FONTE: That's what I mean you've got to pull it up pull tight.

COUNCILWOMAN KIESLING: It doesn't matter it doesn't have a trip on it at all.

COUNCILMAN FONTE: So that's why I thought Bachtel by DeHoff building that one's kind of messed up. My wife complains about that all the time.

COUNCILWOMAN KIESLING: Bachtel and Schneider are really bad; they take a very long time.

COUNCILMAN CERRETA: See now you can add their names to the list.

COUNCILWOMAN KIESLING: He knows I've complained for years.

COUNCILMAN FONTE: Well it's all good right? It's all good.

COUNCIL PRESIDENT PETERS: Is that it Jim?

ENGINEER BENEKOS: That's it.

COUNCIL PRESIDENT PETERS: Clerk?

COUNCIL CLERK BAILEY: We just have two civil service promotional exams schedules. The first one is for lieutenant and I have it scheduled for Tuesday, February 24th at 1:00pm. And the second one is for sergeant's promotional exam and I have that one scheduled for Thursday, March 5th at 1:00pm. That's it.

17. Final Call for New Business:

18. Adjourn:

COUNCIL PRESIDENT PETERS: I thank you very much. May I have a motion to adjourn this meeting?

COUNCILWOMAN WERREN: So moved.

COUNCILWOMAN KIESLING: Second.

LAW DIRECTOR FOX: Normally you meet on Mondays except holiday Mondays; you might as well do it it never hurts to have extras. So why don't you just do a voice vote that way everyone knows going out.

COUNCIL PRESIDENT PETERS: Yeah, let's do a voice vote for this and then remind me we'll do one for the rest of the year the week after next? Then we'll capture all the Monday holidays. May I have a voice vote to meet next Tuesday, 7:00pm Committee of the Whole?

LAW DIRECTOR FOX: Yeah, Monday's Martin Luther King Day and generally you move it so it's a motion and a second for move the meeting to Tuesday.

COUNCIL PRESIDENT PETERS: Okay, clerk please call the roll.

Roll call vote of 7 yes to meet on Tuesday, January 20th 2015 for the Committee of the Whole meeting due to Monday, January 19th 2015 being Martin Luther King Day.

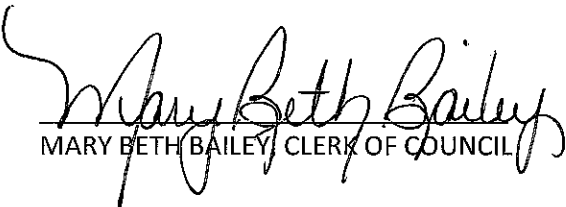
COUNCIL PRESIDENT PETERS: Alright, may I have a motion to adjourn?

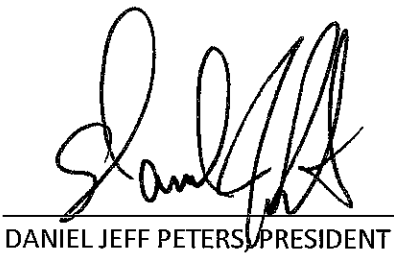
COUNCILMAN FOLTZ: So moved.

COUNCILMAN FONTE: Second.

Roll call vote of 7 yes to adjourn.

COUNCIL PRESIDENT PETERS: We are adjourned.


MARY BETH BAILEY, CLERK OF COUNCIL


DANIEL JEFF PETERS, PRESIDENT

